

**U.S. District Court**  
**Eastern District of Michigan (Detroit)**  
**CIVIL DOCKET FOR CASE #: 2:11-cv-12815-SFC-LJM**

Trusky v. General Motors Company  
Assigned to: District Judge Sean F. Cox  
Referred to: Magistrate Judge Laurie J. Michelson  
Cause: 28:1330 Breach of Contract

Date Filed: 06/29/2011  
Date Terminated: 02/10/2012  
Jury Demand: Plaintiff  
Nature of Suit: 190 Contract: Other  
Jurisdiction: Diversity

**Plaintiff**

**Donna M Trusky**

represented by **Darryl Bressack**  
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**Plaintiff**

**Asha Jeffries**

represented by **David H. Fink**  
(See above for address)  
*ATTORNEY TO BE NOTICED*

**Plaintiff**

**Gaynell Cole**

represented by **David H. Fink**  
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V.

**Defendant**

**General Motors Company**

represented by **Benjamin W. Jeffers**  
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Date Filed	#	Docket Text
06/29/2011	<u>1</u>	COMPLAINT filed by All Plaintiffs against All Defendants with Jury Demand. <a href="#">Plaintiff requests summons issued.</a> Receipt No: 0645-3047448 - Fee: \$350. <a href="#">County Where Action Arose: Wayne</a> - <a href="#">[Previously dismissed case: No]</a> <a href="#">[Possible companion case(s): None]</a> (Attachments: # <u>1</u> Exhibit 1 - 08032A Bulletin) (Fink, David) (Entered: 06/29/2011)
06/30/2011	<u>2</u>	SUMMONS Issued for *General Motors Company* (DWor) (Entered: 06/30/2011)
07/06/2011	<u>3</u>	NOTICE of Appearance by Marc H. Edelson on behalf of All Plaintiffs. (Edelson, Marc) (Entered: 07/06/2011)

07/12/2011	<u>14</u>	CERTIFICATE of Service/Summons Returned Executed. All Defendants. (Fink, David) Modified on 7/12/2011 (NHol). [GENERAL MOTORS SERVED ON 7/7/2011] (Entered: 07/12/2011)
07/13/2011	<u>15</u>	ORDER for Donna M Trusky to Show Cause why this Case should not be Dismissed for Lack of Subject Matter Jurisdiction. <b>Show Cause Response due by 7/26/2011</b> Signed by District Judge Sean F. Cox. (JHer) (Entered: 07/13/2011)
07/15/2011	<u>16</u>	ATTORNEY APPEARANCE: Jeffrey L. Kodroff appearing on behalf of Donna M Trusky (Kodroff, Jeffrey) (Entered: 07/15/2011)
07/15/2011	<u>17</u>	ATTORNEY APPEARANCE: John A. Macoretta appearing on behalf of Donna M Trusky (Macoretta, John) (Entered: 07/15/2011)
07/25/2011	<u>18</u>	NOTICE of Appearance by Benjamin W. Jeffers on behalf of General Motors Company. (Jeffers, Benjamin) (Entered: 07/25/2011)
07/26/2011	<u>19</u>	MEMORANDUM re <u>5</u> Order to Show Cause by Donna M Trusky (Attachments: # <u>1</u> Exhibit 1 – Affidavit of Donna M. Trusky) (Bressack, Darryl) [DOCUMENT ENTITLED RESPONSE] Modified on 7/26/2011 (CGre). (Entered: 07/26/2011)
07/26/2011	<u>10</u>	NOTICE of Appearance by Darryl Bressack on behalf of Donna M Trusky. (Bressack, Darryl) (Entered: 07/26/2011)
07/27/2011	<u>11</u>	NOTICE by General Motors Company re <u>5</u> Order to Show Cause <i>Concurrence That Plaintiff Has Alleged Jurisdiction in Response to The Court's Order to Show Cause</i> (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A. Sale Approval Order, # <u>3</u> Exhibit B. In Re: OnStar Contract Litig., Case No. 2:07–MDL–01867, Opinion & Order Granting in Part and Denying in Part Plaintiffs' Motion For Leave to File a Third Amended Complaint) (Jeffers, Benjamin) (Entered: 07/27/2011)
08/01/2011	<u>1</u>	TEXT–ONLY ORDER Vacating re <u>5</u> Order to Show Cause. Signed by District Judge Sean F. Cox. (JHer) (Entered: 08/01/2011)
08/01/2011	<u>12</u>	STIPULATION AND ORDER Extending Time for Defendant to Respond re <u>1</u> Complaint. Responsive pleading due 8/11/2011. Signed by District Judge Sean F. Cox. (JHer) (Entered: 08/01/2011)
08/11/2011	<u>13</u>	MOTION to Dismiss by General Motors Company. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A. New York Bankruptcy Court Sale Approval Order, # <u>3</u> Exhibit B. In Re: OnStar Contract Litig., Case No. 2:07–MDL–01867, Opinion & Order Granting in Part and Denying in Part Plaintiffs' Motion For Leave to File a Third Amended Complaint, # <u>4</u> Exhibit C. 2008 Chevrolet Warranty) (Jeffers, Benjamin) (Entered: 08/11/2011)
08/16/2011	<u>14</u>	NOTICE of Appearance by Ronald J. Smolow on behalf of All Plaintiffs. (Smolow, Ronald) (Entered: 08/16/2011)
09/06/2011	<u>15</u>	AMENDED COMPLAINT with Jury Demand filed by All Plaintiffs against All Defendants. <b>NEW PARTIES ADDED.</b> (Attachments: # <u>1</u> Exhibit Exhibit 1) (Fink, David) (Entered: 09/06/2011)
09/09/2011	<u>16</u>	NOTICE of Appearance by Michael P. Cooney on behalf of General Motors Company. (Cooney, Michael) (Entered: 09/09/2011)
09/13/2011	<u>17</u>	STIPULATION AND ORDER Regarding Responses to <u>13</u> MOTION to Dismiss. Signed by District Judge Sean F. Cox. (JHer) (Entered: 09/13/2011)
09/27/2011	<u>18</u>	MOTION to Dismiss <i>Amended Complaint Based On Lack Of Jurisdiction And Failure To State A Claim</i> by General Motors Company. (Attachments: # <u>1</u> Index of Exhibits, # <u>2</u> Exhibit A. In Re:

OnStar Contract Litig., Case No. 2:07-MDL-01867, Opinion & Order Granting In Part and Denying In Part Plaintiffs' Motion For Leave To File A Third Amended Complaint, #3 Exhibit B. New York Bankruptcy Court Sale Approval Order, #4 Exhibit C. Declaration of Steven D. Oakley, #5 Exhibit D. 2008 Chevrolet Warranty) (Jeffers, Benjamin) (Entered: 09/27/2011)

10/24/2011	<u>19</u>	STIPULATION AND ORDER Extending Briefing Deadline as to <u>18</u> MOTION to Dismiss ( <b>Responses due by 11/21/2011</b> ) Signed by District Judge Sean F. Cox. (JHer) (Entered: 10/24/2011)
11/21/2011	<u>20</u>	STIPULATION AND ORDER STAYING CASE Pending Ruling from Bankruptcy Court Signed by District Judge Sean F. Cox. (JHer) (Entered: 11/21/2011)
01/17/2012	<u>21</u>	MOTION to Transfer Case to <i>Southern District of New York</i> by All Plaintiffs. (Attachments: # <u>1</u> Exhibit 1 – Appendix of Unpublished Opinions) (Fink, David) (Entered: 01/17/2012)
01/31/2012	<u>22</u>	RESPONSE to <u>21</u> MOTION to Transfer Case to <i>Southern District of New York</i> filed by General Motors Company. (Jeffers, Benjamin) (Entered: 01/31/2012)
02/10/2012	<u>23</u>	STIPULATED ORDER TRANSFERRING CASE to Southern District of New York. Signed by District Judge Sean F. Cox. (DWor) (Entered: 02/10/2012)